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FACSIMILE TRANSMISSION
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TO : EXAMINER DAVIS
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COMPANY : UNITED STATES PATENT AND TRADEMARK OFFICES

FAX NO. : (703) 872-9307 (After Final)

FROM : ALBERT WAI-KIT CHAN

DOCKET : VLADIMIR BAKHUTASHVILI, U.S. PATENT
APPLICATION FOR AMNIOTIC APOPTOSIS
MODULATING SUBSTANCES, U.S. SERIAL NO.
09/928,178, FILED AUGUST 9, 2001, CLAIMING
BENEFIT OF U.S. SERIAL NO. 60/224,112, FILED ON
AUGUST 9, 2000 – DKT. #627-A-US

TOTAL NUMBER OF PAGES, INCLUDING COVER SHEET : 15

DATE : November 25, 2003

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Message

Applicant: BAKHUTASHVILI, Vladimir

RESUBMISSION OF NOVEMBER 06, 2003 COMMUNICATION IN CONNECTION WITH PENDING APPLICATION, U.S. SERIAL NO. 09/928,178, to petition for three-month extension of time and to file a Notice of Appeal, including USPTO confirmation of Receipt of November 6, 2003 communication (EXHIBIT 2, 1 page) and November 6, 2003 Communication (Exhibit 1, 5 pages), and copy of checks to cover the fee for three-month extension of time and fee for Notice of Appeal (EXHIBIT 3, 1 page).

THE INFORMATION CONTAINED IN THIS FACSIMILE TRANSMISSION IS INTENDED SOLELY FOR THE PERSONAL AND CONFIDENTIAL USE OF THE DESIGNATED RECIPIENT(S) NAMED ABOVE. THIS TRANSMISSION MAY CONTAIN INFORMATION THAT IS CONFIDENTIAL UNDER THE CLIENT AND ATTORNEY RELATIONSHIP. IF THE READER OF THIS MESSAGE IS NOT A DESIGNATED RECIPIENT OR AN AGENT RESPONSIBLE FOR DELIVERING IT TO A DESIGNATED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT YOU HAVE RECEIVED THIS DOCUMENT IN ERROR, AND THAT ANY REVIEW, DISTRIBUTION, OR COPYING OF THIS MESSAGE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, OR IF UPON READING THIS DOCUMENT YOU HAVE REASON TO BELIEVE THAT THE DOCUMENT WAS INADVERTENTLY SENT TO YOU, PLEASE NOTIFY US IMMEDIATELY BY COLLECT TELEPHONE CALL AND RETURN THE ORIGINAL MESSAGE TO US BY MAIL. THANK YOU.

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Dkt. #627-A-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Vladimir BAKHUTASHVILI
U.S. Serial No.: 09/928,178 Examiner: Ruth Davis
Filed : August 9, 2001
For : AMNIOTIC APOPTOSIS MODULATING SUBSTANCES

Law Offices of Albert Wai-Kit Chan, LLC
World Plaza, Suite 604
141-07 20th Avenue
Whitestone, New York 11357

November 25, 2003

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir/Madam:

FACSIMILE CERTIFICATE
IN CONNECTION WITH THE ABOVE-IDENTIFIED APPLICATION

I hereby certify that this paper is being sent on the date indicated above and is addressed to Assistant Commissioner for Patents, Washington, D.C. 20231.

Chih-Sheng Lin
Printed Name: Chih-Sheng Lin

Respectfully submitted,

Albert Wai-Kit Chan
Albert Wai-Kit Chan
Registration No. 36,479
Attorney for Applicants
Law Offices of
Albert Wai-Kit Chan, LLC
World Plaza, Suite 604
141-07 20th Avenue
Whitestone, New York 11357
Tel: (718) 357-8836
Fax: (718) 357-8615
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Dkt. #627-A-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Vladimir BAKHUTASHVILI
U.S. Serial No.: 09/928,178
Filed : August 9, 2001 Examiner : Ruth Davis
For : AMNIOTIC APOPTOSIS MODULATING SUBSTANCES

Law Offices of Albert Wai-Kit Chan, LLC
World Plaza, Suite 604
141-07 20th Avenue
Whitestone, New York 11357

November 25, 2003

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

RESUBMISSION OF NOVEMBER 06, 2003 COMMUNICATION TO PETITION
FOR THREE-MONTH EXTENSION OF TIME AND TO FILE A NOTICE OF
APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND
INTERFERENCES IN RESPONSE TO MAY 06, 2003 FINAL OFFICE ACTION

On May 06, 2003, Final Office Action was issued by the United States Patent and Trademark Office in connection with the above-identified application. A response to the May 06, 2003 Final Office Action was originally due August 06, 2003. Applicant filed a petition for a three-month extension of time in the November 06, 2003 Communication, a copy of which is attached herein as EXHIBIT 1. A copy of the USPTO confirmation of the receipt of the November 06, 2003 Communication is attached herein as EXHIBIT 2. The required fee for the petition for three-month extension of time is FOUR HUNDRED AND SEVENTY-FIVE DOLLARS (\$475.00). Applicant enclosed a check for FOUR HUNDRED AND SEVENTY-FIVE DOLLARS (\$475.00) to cover the fee for the petition for three-month extension of time in the November 06, 2003 Communication, a copy of which is attached herein as EXHIBIT 3. A response to the May 06, 2003 Final Office Action was due November 06,

Applicants : Vladimir BAKHUTASHVILI
 U.S. Serial No.: 09/928,178
 Filing Date : August 9, 2001
 Page : 2

2003. Accordingly, the petition for three-month extension of time was timely filed.

Applicant also submitted a Notice of Appeal in response to the May 06, 2003 Final Office Action issued by the United States Patent and Trademark Office in connection with the above-identified application in the November 06, 2003 Communication. A Notice of Appeal in response to the May 06, 2003 Final Office Action was due on November 06, 2003. Accordingly, the Notice of Appeal was timely filed. The required fee for a Notice of Appeal is ONE HUNDRED AND SIXTY-FIVE DOLLARS (\$165.00). Applicant enclosed a check for ONE HUNDRED AND SIXTY-FIVE DOLLARS (\$165.00) to cover the fee for the filing of the Notice of Appeal in the November 06, 2003 Communication, a copy of which is attached herein as EXHIBIT 3.

If a telephone interview would be of assistance in advancing prosecution of the subject application, Applicant's undersigned attorney invites the Examiner to telephone him at the number provided below.

No fee is deemed necessary in connection with the filing of this Communication.

Applicants : Vladimir BAKHUTASHVILI
U.S. Serial No.: 09/928,178
Filing Date : August 9, 2001
Page : 3

However, if any additional fee is required, authorization is hereby given to charge the amount of any such fee to Deposit Account No. 50-1891.

Respectfully submitted,

Albert Wai Kit Chan

Albert Wai-Kit Chan
Registration No. 36,479
Attorney for Applicant
Law Offices of
Albert Wai-Kit Chan, LLC
World Plaza, Suite 604
141-07 20th Avenue
Whitestone, New York 11357
Tel: (718) 357-8836
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EXHIBIT 1

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Dkt. #627-A-US

NOV 25 2003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Vladimir BAKHUTASHVILI
U.S. Serial No.: 09/928,178
Filed : August 9, 2001 Examiner : Ruth Davis
For : AMNIOTIC APOPTOSIS MODULATING SUBSTANCES

Law Offices of Albert Wai-Kit Chan, LLC
World Plaza, Suite 604
141-07 20th Avenue
Whitestone, New York 11357

November 06, 2003

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

**PETITION FOR THREE-MONTH EXTENSION OF TIME AND NOTICE OF
APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND
INTERFERENCES IN RESPONSE TO MAY 06, 2003 FINAL OFFICE ACTION**

On May 06, 2003 Final Office Action issued by the United States Patent and Trademark Office in connection with the above-identified application. A response to the May 06, 2003 Final Office Action was originally due August 06, 2003. Applicant hereby petitions for a three-month extension of time. The required fee for the petition for three-month extension of time is FOUR HUNDRED AND SEVENTY-FIVE DOLLARS (\$475.00). Applicant hereby encloses a check for FOUR HUNDRED AND SEVENTY-FIVE DOLLARS (\$475.00) to cover the fee for the petition for three-month extension of time. A response to the May 06, 2003 Final Office Action is now due November 06, 2003. Accordingly, this Notice of Appeal is being timely filed. The Notice of Appeal from the Examiner to The Board of Patent Appeals and Interferences is attached hereto as Exhibit A (1 page, in duplicate).

Applicants : vladimir BAKHUTASHVILI
U.S. Serial No.: 09/928,178
Filing Date : August 9, 2001
Page : 2

Applicant also submits a Notice of Appeal in response to the May 06, 2003 Final Office Action issued by the United States Patent and Trademark Office in connection with the above-identified application. A Notice of Appeal in response to the May 06, 2003 Final Office Action is due on November 06, 2003. Accordingly, this Notice of Appeal is being timely filed.

The required fee for a Notice of Appeal is ONE HUNDRED AND SIXTY-FIVE DOLLARS (\$165.00). Applicant hereby encloses a check for ONE HUNDRED AND SIXTY-FIVE DOLLARS (\$165.00) to cover the fee for the filing of the Notice of Appeal.

If a telephone interview would be of assistance in advancing prosecution of the subject application, Applicant's undersigned attorney invites the Examiner to telephone him at the number provided below.

No fee other than the \$475.00 for the petition for three-month extension of time and the \$165.00 for filing the Notice of Appeal is deemed necessary in connection with the filing of this Notice of Appeal, amendment and petition for three-month extension of time in response to the May 06, 2003 Final Office Action.

Applicants : vladimir BAKHUTASHVILI
 U.S. Serial No.: 09/928,178
 Filing Date : August 9, 2001
 Page : 3

However, if any additional fee is required, authorization is hereby given to charge the amount of any such fee to Deposit Account No. 50-1891.

Respectfully submitted,

Albert Wai Kit Chan

I hereby certify that this paper is being deposited this date with the U.S. Postal Service with sufficient postage for first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.

Albert Wai Kit Chan

Albert Wai-Kit Chan Date
 Reg. No. 36,479

Albert Wai-Kit Chan
 Registration No. 36,479
 Attorney for Applicant
 Law Offices of
 Albert Wai-Kit Chan, LLC
 World Plaza, Suite 604
 141-07 20th Avenue
 Whitestone, New York 11357
 Tel: (718) 357-8836
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 E-mail: kitchanlaw@aol.com

EXHIBIT A

PTO/SB/01 (06-03)

Approved for use through 07/31/2008. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**NOTICE OF APPEAL FROM THE EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Docket Number (Optional)

627-A-US

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on November 06, 2003

Signature Albert Wai Kit ChanTyped or printed name Albert Wai-Kit ChanIn re Application of
Vladimir BakhtashviliApplication Number
09/928,178Filed
August 09, 2001For Amniotic Apoptosis Modulating SubstancesArt Unit 1651Examiner Ruth A. Davis

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 1.17(b))

\$ 165.00

☒ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:

\$ 165.00

☒ A check in the amount of the fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☐ The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.

☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 50-1891. I have enclosed a duplicate copy of this sheet.

☐ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

I am the

☐ applicant/inventor.

☐ assignee of record of the entire interest.
See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed.
(Form PTO/SB/96)

☐ attorney or agent of record.
Registration number _____

☒ attorney or agent acting under 37 CFR 1.34(a).
Registration number if acting under 37 CFR 1.34(a), 36,479

Albert Wai Kit Chan
Signature

Albert Wai-Kit Chan

Typed or printed name

(718) 357-8836

Telephone number

11/6/03
Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☒ Total of 2 forms are submitted.

This collection of information is required by 37 CFR 1.181. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

EXHIBIT 2

Albert Wai-Kit Chan
Attorney for Applicant
Law Offices of Albert Wai-Kit Chan, LLC
141-07 20th Ave., Suite 604
Whitestone, NY 11357



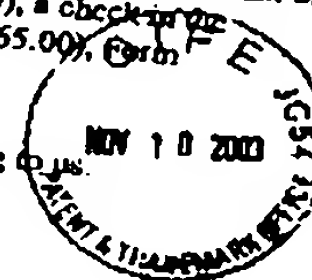
Albert Wai-Kit Chan
Attorney for Applicant
Law Offices of Albert Wai-Kit Chan, LLC
141-07 20th Ave., Suite 604
Whitestone, NY 11357

Applicant: Vladimir BAKHUTASHVILI
Client: LAJOR BIO TECH, Inc. (326)
File No.: 627-A-US
Date: November 06, 2003

Kindly acknowledge receipt of the accompanying

**PETITION FOR THREE-MONTH EXTENSION OF TIME AND NOTICE OF
APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS
AND INTERFERENCE IN RESPONSE TO MAY 06, 2003 FINAL OFFICE
ACTION for BAKHUTASHVILI, for AMNIOTIC APOPTOSIS MODULATING
SUBSTANCES, U.S. Serial No. 09/928,178, filed August 09, 2001, claiming benefit of
U.S. Serial No. 60/224,112, filed on August 9, 2000, including a check in the amount of
FOUR HUNDRED AND SEVENTY-FIVE DOLLARS (\$475.00), a check in the
amount of ONE HUNDRED AND SIXTY-FIVE DOLLARS (\$165.00), Form
PTO/SB/31 (08-03) (1 page, in duplicate).**

by placing your receiving date stamp below and returning to us.



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**PETITION FOR THREE-MONTH EXTENSION OF TIME AND NOTICE OF
APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS
AND INTERFERENCE IN RESPONSE TO MAY 06, 2003 FINAL OFFICE
ACTION for BAKHUTASHVILI, for AMNIOTIC APOPTOSIS MODULATING
SUBSTANCES, U.S. Serial No. 09/928,178, filed August 09, 2001, claiming benefit of
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FOUR HUNDRED AND SEVENTY-FIVE DOLLARS (\$475.00), a check in the
amount of ONE HUNDRED AND SIXTY-FIVE DOLLARS (\$165.00), Form
PTO/SB/31 (08-03) (1 page, in duplicate).**

Kindly acknowledge receipt of the accompanying

Applicant: Vladimir BAKHUTASHVILI
Client: LAJOR BIO TECH, Inc. (326)
File No.: 627-A-US
Date: November 06, 2003

EXHIBIT 3

LAW OFFICES OF ALBERT WAI-KIT CHAN, LLC WORLD PLAZA, SUITE 604 PM 7B-037-4000 141-07 80TH AVENUE WHITESTONE, NY 11357		1732
PAY TO THE ORDER OF <u>Assistant Commissioner for Patent</u>		DATE <u>11/6/03</u>
<u>four hundred seventy-five only</u>		\$ <u>475-</u>
HSBC HSBC Bank USA, Flushing, NY 11357		11/06/03
FOR <u>DLA #627-A-45 for 3-mo ext.</u>		
<u>Colbert 100155 Cla.</u>		
#001733# 6021001088# 010779351#		

LAW OFFICES OF ALBERT WAI-KIT CHAN, LLC WORLD PLAZA, SUITE 604 PM 7B-037-4000 141-07 80TH AVENUE WHITESTONE, NY 11357		1732
PAY TO THE ORDER OF <u>Assistant Commissioner for Patent</u>		DATE <u>11/6/03</u>
<u>one hundred sixty-five only</u>		\$ <u>165-</u>
HSBC HSBC Bank USA, Flushing, NY 11357		11/06/03
FOR <u>DLA #627-A-45 - Notice of Appeal</u>		
<u>Colbert 100155 Cla.</u>		
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